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**UNITED STATES DISTRICT COURT**

## DISTRICT OF NEVADA

BARRY MICHAELS, )  
Plaintiff, ) Case No: 2:16-cv-00578-JAD-PAL  
v. )  
LORETTA E. LYNCH, Attorney General of the )  
United States, in her official capacity; and )  
THOMAS E. BRANDON, Deputy Director, )  
Bureau of Alcohol, Tobacco, Firearms & )  
Explosives, in his official capacity, )  
Defendants.  
**ORDER**

## ORDER

**DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION OF  
TIME TO FILE REPLY BRIEF IN SUPPORT OF MOTION TO DISMISS**

Defendants hereby move for an extension of time up to and including November 16, 2016 in which to file their reply brief in support of their motion to dismiss.<sup>1</sup> The current deadline is October 17, 2016. Plaintiff's counsel has consented to the extension of time. In support of this motion, Defendants state as follows:

<sup>1</sup> Plaintiff's response to the motion to dismiss incorporated a cross-motion to amend the complaint. See ECF No. 35. For the sake of simplicity, Defendants plan to combine their reply brief supporting the motion to dismiss with a response to Plaintiff's cross-motion to amend. The requested extension therefore also includes Defendants' response to the cross-motion to amend.

1 Defendants require additional time because of the press of business and scheduling conflicts,  
2 including summary judgment briefing this month on an accelerated schedule. This motion is not  
3 sought merely for delay but in order that justice may be served.

4 Based on the foregoing, Defendants respectfully request that their unopposed motion for an  
5 extension of time be granted.

6 Respectfully submitted this 14th day of October 2016.

7 JOHN R. TYLER  
8 Assistant Branch Director, Federal Programs  
Branch

9 /s/ Daniel Riess  
10 DANIEL RIESS  
Trial Attorney

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12 IT IS SO ORDERED:  
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15 UNITED STATES DISTRICT JUDGE  
16 Dated: October 17, 2016.  
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